

## Chapter 17

**LICENSING AND PERMITS GENERALLY\***

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**ARTICLE I.  
IN GENERAL**

**Sec. 17-1. Licensing authority.**

When in these Revised Ordinances or any other ordinance of the city anything is prohibited from being done without the license or permission of a certain officer or board, such officer or board shall have the power to license or permit such thing to be done. (Rev. Ords. 1973, § 11-1)

**ARTICLE II.  
FEES FOR LICENSING AND PERMITS**

**Sec. 17-2. Fees for places storing gasoline over one hundred twenty gallons.**

Fees for licenses for public garages, gasoline stations, private garages and all gasoline tanks over one hundred twenty (120) gallon capacity, and fees for renewal of licenses or certificates of continuation, are established as follows:

- (1) Public garages with or without gasoline permit .....\$10.00
- (2) Gasoline stations and gasoline or fuel oil permits, with authority to sell gasoline or fuel oil\$20.00
- plus for each hose .....\$5.00

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\***Cross references**—License fees for dogs, § 3-23; permit required to transport garbage through the streets of the city, § 11-5; permit required to cart ashes and refuse through the streets of the city, § 11-11; permits for use of public landfills and recycling depots, § 11-35; change of certificate of habitability, § 12-1; business license for vehicles for hire, Ch. 19, Art. XII, Div. 2; driver's license for vehicle for hire, Ch. 19, Art. XII, Div. 3; use and operation of heavy commercial vehicles restricted on certain streets, § 19-83; permit required for moving of a building, § 19-280; license fee for buses, § 19-363; selling goods and wares in parks and playgrounds, § 21-4; zoning regulations for signs and other advertising devices, § 30-20; permit required for awnings, shades and marquees over sidewalk, § 26-1; permission required from commissioner of public works for placing stalls, etc., for sale of food or merchandise in any streets, § 26-22; permit required to allow material to remain upon streets and sidewalks, § 26-24; permission required for construction of alleys and driveways, § 26-25

**State law reference**—Licenses generally, G.L. c. 140

- (3) Renewal of permit for year, or certificate of continuation of above described permits .....\$5.00
- (4) Permit for garage for more than three (3) cars or gasoline tank over one hundred twenty (120) gallon capacity, private use .....\$2.00
- (5) Renewal of permit for one year, or certificate of continuation of above described permit \$5.00

(Rev. Ords. 1973, § 11-2; Ord. No. 257, 12-19-77)

**Cross references**—Fire protection and prevention, Ch. 10; hours for gas stations, § 20-55

### **Sec. 17-3. Fees for certain licenses and permits.**

Notwithstanding any contrary provision in any other section of these Revised Ordinances, there shall be paid a fee on an annual basis or unless otherwise noted to the city clerk for each of the following applications, permits, licenses or charges, the sum set forth as follows:

- (1) Motor vehicle dealer's license first, second and third class..... \$100.00
- (2) Billiard, pool tables, bowling centers (non coin operated) ..... \$15.00 each
- (3) Dealer in second-hand articles (antique, consignment or pawn broker shops) ..... \$50.00
- (4) Storage of inflammables; public and private
  - a) 500 gals or less ..... \$10.00
  - b) 501 gals to 5,000 ..... \$30.00
  - c) 5001 gals to 10,000 ..... \$40.00
  - d) 10,000 gals to 20,000 ..... \$50.00
  - e) over 20,000 gals ..... \$60.00
- (5) Blasting bond permits (G.L. c. 148, § 19) .....\$10.00
- (6) Junk collector's license .....\$100.00
- (7) Junk dealer's license (storage yards) .....\$100.00
  - a) Dealers in secondhand articles .....\$50.00
- (8) Lodging house and dormitory licenses .....\$50.00
- (9) Musical instrument performers and street singers
  - a) Commercial applicants per event .....\$20.00

b) Non-profit applicants per event.....	\$5.00
(10) Public Auto/Limousine permit fee, each vehicle .....	\$25.00
(11) Taxi license, each vehicle.....	\$25.00
a) Taxi license, each driver.....	\$25.00
b) Replacement for lost taxi license, each driver.....	\$10.00
(12) Taxi stand, each location .....	\$15.00
(13) Sale of municipal ordinances per copy.....	\$75.00
a) Sale of zoning ordinances per copy.....	\$25.00
b) Sale of government and officers booklet, per copy.....	\$3.00
(14) Auction permits:	
a) Auction house, annual permit.....	\$100.00
b) Auctioneers, per diem .....	\$20.00
(15) Special permits:	
a) Residential district.....	\$350.00
plus \$100.00 for each new unit, not to exceed \$2500 total	
b) Business, mixed use, manufacturing, limited manufacturing .....	\$750.00
c) All other districts .....	\$2.00
d) Accessory apartments,.....	\$250.00
(Board of Aldermen—§30-8(d)(2))	
e) Signs .....	\$350.00
(16) Zone change petition .....	\$350.00
(17) Curb-cut petitions (all districts).....	\$100.00
(18) Offers for city-owned land (all districts).....	\$250.00
(19) Public utility petitions .....	\$35.00
(20) Recording order granting location of poles, piers, abutments or conduits, alterations or transfers thereof, and increase in the number of wires and cables or attachments under the provisions of G.L. c. 166, § 22 .....	\$25.00

## (21) Creditor filings:

- a) Filing & indexing assignment for the benefit of creditors .....\$10.00
- b) Bulky property attachment.....\$10.00
- Dissolution.....\$5.00

## (22) Name certificates for businesses:

- a) Filing certificate of a person conducting business under any title other than the given name .....\$35.00
- b) Filing by a person conducting business under any title other than the given name of a statement or change of his residence, or of his discontinuance, retirement or withdrawal from, or change of location of, such business .....\$10.00
- c) Furnishing certified copy of certificate of person conducting business under any title other than his real name or a statement by such person of his discontinuance, retirement or withdrawal from such business.....\$10.00

## (23) Assignment of future wages .....\$10.00

- a) Dissolution .....\$5.00

## (24) Recording power of attorney .....\$10.00

## (25) Receiving and filing a complete inventory of all items to be included in a "closing out sale", etc. G.L. c. 93, § 28A

- a) 1st page.....\$10.00
- b) add'l page .....\$2.00

## (26) Filing a copy of written instrument or declaration of trust by trustees of an association or trust, or any amendment thereof as provided by G.L. c. 182, § 2

.....\$20.00

## (27) Recording deed of lot or plot in a public place or cemetery .....\$10.00

## (28) Recording certificate of registration granted to a person to engage in the practice of podiatry, or issuing a certified copy thereof.....\$50.00

## (29) Recording certificate of registration granted to a person to engage in the practice of optometry, or issuing a certified copy thereof.....\$20.00

## (30) Recording the name of the owner of a certificate of registration as a physician or osteopath in the commonwealth .....\$50.00

## (31) Recording any other documents

- a) 1st page.....\$10.00

b) add'l page .....\$2.00

(32) Birth records

a) Furnishing a certificate of birth .....\$10.00

b) Furnishing an abstract copy of birth  
.....\$5.00

c) Amending a record of birth subsequently legitimized .....\$25.00

d) Correcting errors in a record of birth .....\$20.00

e) Entering delayed record of birth.....\$10.00

(33) Death records:

a) Furnishing a certificate of death.....\$10.00

b) Correcting errors in a record of death .....\$20.00

c) Furnishing an abstract copy of a record of death .....\$4.00

(34) Marriage records

a) Entering a notice of intention of marriage and issuing certificates thereof.....\$35.00

b) Entering a certificate of marriage filed by persons married outside commonwealth....\$5.00

c) Issuing a certificate of marriage .....\$10.00

d) Correcting errors in a record of marriage.....\$20.00

(Rev. Ords. 1973, § 11-3; Ord. No. 23, 10-7-74; Ord. No. 157, 10-5-76; Ord. No. 234, 9-6-77; Ord. No. 257, 12-19-77; Ord. No. 332, 4-17-79; Ord. No. R-55, 3-17-80; Ord. No. R-144, 4-21-81; Ord. No. R-165, 8-10-8; Ord. No. R-176, 10-19-81; Ord. No. S-330, 10-3-88; Ord. No. S-332, 11-7-88; Ord. No. S-341, 11-21-88; Ord. No. T-67, 2-5-90; Ord. No. T-168, 9-3-91; Ord. No. V-301, 5-15-2000; Ord. No. W-10, 9-18-2000, Ord. No. W-43, 5-29-01)

**Sec. 17-4. Sunday licenses.**

There shall be paid to the office of the mayor for licenses issued pursuant to G.L. c. 136, § 4, fees as follows:

(1) Licenses for motion picture theaters, which shall be issued annually .....\$150.00

(2) Licenses for public bowling alleys, which shall be issued annually .....\$100.00

(3) Annual licenses for a single location, other than those set forth in (1) and (2) above .....\$50.00

(4) Licenses for a single day at a single location .....\$2.00

provided that no fee shall be payable for a license issued to a corporation organized under G.L. c. 180 or for

a license issued upon an application in which the applicant shall state under the penalties of perjury that no part of the proceeds of the event or events covered by said application shall be paid to any participant therein or promoter thereof nor inure to the benefit of any such participant or promoter other than by payment of the actual cost of such event or of equipment used therein or for a license issued for any event sponsored by any department of the city. (Rev. Ords. 1973, § 11-4)

**Sec.17-5. Permits for the public consumption of alcoholic beverages; procedures; fee.**

(a) Any person(s) seeking a permit under section 20-5(b)(2) of the Revised Ordinances shall make an application in writing to the chief of police. The application shall specify the name and address of the applicant(s), the date, hour and location, number and ages of persons and nature of the function associated with the proposed use.

(b) Prior to the issuance of a permit, the chief of police shall request and receive the approval or denial of any other municipal board, agency or department which has jurisdiction. Any permit or consent given under paragraphs (a) through (d) of this section may be revoked by the chief of police without prior notice, when, with probable cause in the opinion of the chief, a disturbance or other public nuisance may or shall occur.

(c) In the instance of a group or organization function, one permit may be issued to an officer or duly appointed representative of said group or organization in lieu of individual permits.

(d) The chief of police or his duly authorized representative shall not be required to issue such permit if, in his opinion, after proper investigation, it appears that a public disturbance or annoyance may be created thereby or that the public welfare, convenience or necessity will not be served thereby.

(e) There shall be a charge imposed of ten dollars (\$10.00) for the issuance of such permits, payable to the city through the chief of police, such permit to be in a form duly determined by the city.

(f) A permit issued in accordance with the terms of this section shall be valid only for the date, time, place and individuals or groups set forth in the approved application.

(g) Anyone found guilty of a violation of this section shall be punished by a fine of not more than fifty dollars (\$50.00) for each such violation. (Rev. Ords. 1973, § 11-5; Ord. No. 13, 9-3-74; Ord. No. T-168, 9-3-91)

**Cross reference**—Restrictions on public consumption of alcoholic beverages, § 20-5

**Sec. 17-6. Fees for Building, Electrical, Gas and plumbing permits.**

**(a) Building permit fees:**

The fee for all building permits shall be computed at the rate of \$18.60 per thousand dollars (\$1,000) of estimated construction cost, provided, however, that in no event shall the fee be less than the minimum fee set out below.

The estimated construction cost shall be computed by multiplying the gross floor area (sq. ft.) by the national average square foot cost as published in the latest edition of "Means Cost Data" by R.S. Means Co., Inc., Duxbury, Mass., or other similar recognized national survey.

**(1) New structure:**

a) Use Groups A, B, C, D, E, F, H .....minimum of \$ 46.50

b) Use Groups L-1, L-2 .....minimum of \$ 31.00

c) Use Groups L-3, M.....minimum of \$ 15.50

d) Foundation permit.10% of total fee (subtracted from total when full permit is issued)

(2) Existing Structures (Additions & Alterations):

a) Use Groups A, B, C, D, E, F, H, L-1, L-2..... minimum fee of \$31.00

b) Use Groups L-3, M ..... minimum fee of \$15.50

c) Moving a structure ..... flat fee of \$31.00

d) Demolish a structure ..... flat fee of \$15.50

e) Elevator inspection  
(Under Elev.-1 & Elev.-2)..... flat fee of \$77.50

(3) Signs:

\$10.20 per \$100 estimated cost

..... minimum fee of \$18.60

(4) When work is started without the applicable permit, the applicable fee shall be doubled.

(5) Plan review fee for Use Groups A, B, C, D, E, F, H, L-1, L-2 (per set): .....\$.22 per 100 sq. ft.  
(Plan fee to be subtracted from total fee when and if permit is issued.)

(6) Buildings built for and owned by local, state, or federal government, or used for religious purposes as defined in G.L. c. 40A as amended, shall be exempt from the above fees.

(7) A surcharge will be made for the microfilming and keypunching of application data based on the cost to the city at the time of application.

(b) **Electrical fees:**

(1) Residential (L-1, L-2, L-3)

a) *New dwelling* (for completed job)  
per 100 amps service.....\$75.00

b) *Existing dwelling:*

i) Service and branch circuits,  
per 100 amps service .....\$75.00

ii) Replacement service.....\$30.00

iii) Service change only .....\$30.00

iv) Temporary service .....\$30.00

v) Branch circuit only .....\$30.00

c) *Swimming pools:*

i) Fountain .....\$50.00

ii) Above ground .....\$30.00

iii) Below ground .....\$50.00

iv) Therapeutic equipment .....\$40.00

d) Security or fire alarm system per permit.....\$40.00

e) Cable television hook-up per permit .....\$40.00

f) Telecommunications or computer lines, per permit .....\$40.00

(2) All other use groups:

a) *New structure service charge:*

i) Secondary side of transformer, per 100 amps service .....\$100.00

ii) Per floor over one .....\$100.00

iii) Temporary service .....\$30.00

b) *Existing structures:*

i) Secondary side of transformer, per 100 amps service .....\$100.00

ii) Additional wiring, per floor ..... \$75.00

iii) Motors (machines with multiple motors shall be counted as 1 motor), each ....\$25.00

iv) Signs, per sign .....\$40.00

v) Air conditioning units, per unit.....\$40.00

vi) Security or fire alarm system, per floor.....\$40.00

vii) Cable television hook-up, per floor .....\$40.00

viii) Telecommunications or computer lines, per floor.....\$40.00

(3) When work is started without the applicable permit, the applicable fee shall be doubled.

(4) When a permit holder has requested an inspection and the inspector determines the work is incomplete,



not in compliance with applicable code or not physically accessible for inspection, such that an additional inspection must be scheduled, a reinspection fee will be charged in accordance with the following schedule:

- a) First reinspection .....\$50.00
- b) Second and subsequent reinspections .....\$100.00

**(c) Gas and plumbing fees**

**(1) Gas, residential properties:**

**a) New construction**

- i) 1 to 10 appliances or fixtures, per dwelling unit .....\$100.00
- ii) each additional appliance or fixture, per dwelling unit .....\$10.00

**b) Remodeling**

- i) 1 to 5 appliances or fixtures, per dwelling unit .....\$50.00
- ii) each additional appliance or fixture, per dwelling unit .....\$5.00

**(2) Gas, commercial properties:**

**a) New construction**

- i) 1 to 5 appliances or fixtures.....\$100.00
- ii) each additional appliance or fixture .....\$10.00

**b) Remodeling**

- i) 1 to 5 appliances or fixtures.....\$50.00
- ii) each additional appliance or fixture .....\$10.00

**(3) Plumbing, residential properties:**

**a) New construction**

- i) 1 to 10 appliances or fixtures, per dwelling unit .....\$100.00
- ii) each additional appliance or fixture, per dwelling unit .....\$10.00

**b) Remodeling**

- i) 1 to 5 appliances or fixtures, per dwelling unit .....\$50.00
- ii) each additional appliance or fixture, per dwelling unit .....\$5.00

c) Replacement of existing single item–water heater, dishwasher, disposal or stove .....\$25.00

(4) Plumbing, commercial properties:

a) New construction

i) 1 to 5 appliances or fixtures.....\$100.00

ii) each additional appliance or fixture .....\$10.00

b) Remodeling

i) 1 to 5 appliances or fixtures.....\$50.00

ii) each additional appliance or fixture .....\$10.00

(5) When work is started without the applicable permit, the applicable fee shall be doubled.

(6) When a permit holder has requested an inspection and the inspector determines that the work is incomplete, not in compliance with code or not physically accessible for inspection, such that an additional inspection must be scheduled, a reinspection fee will be charged according to the following schedule:

a) First reinspection .....\$50.00

b) Second and subsequent reinspections .....\$100.00

**Sec. 17-7. Fees for certain license applications and permits to be filed with the health and human services department.**

(a) There shall be a fee paid for each of the following permits and licenses, the sum set forth as follows:

(1) Swimming pool permit fees:

a) Swimming pools in operation less than six (6) months per year.....\$150.00

b) Swimming pools in operation more than six (6) months per year .....\$300.00

(2) Food service establishment/retail food store license fees shall be paid as follows. For those fees that are based on risk category classification, the health and human services commissioner shall determine the classification based on the provisions set out in the State Sanitary Code:

a) Risk Category 1..... \$50.00

b) Risk Category 2 ..... \$150.00

c) Risk Category 3..... \$250.00

d) Risk Category 4:

i) Food service establishments .....	\$300.00
ii) Retail food stores .....	\$400.00
e) Risk Category 5.....	\$400.00
f) Temporary food establishment permit (maximum 14 days) .....	\$50.00
g) Special event seasonal food establishment permit (maximum six months).....	\$75.00
h) Mobile/pushcart food vendor .....	\$90.00
i) Plan reviews:	
i) Initial review for Risk Category 1 or 2.....	\$50.00
ii) Initial review for Risk Category 3 .....	\$100.00
iii) Initial review for Risk Category 4 or 5 .....	\$150.00
iv) Subsequent plan reviews, any risk category .....	\$25.00
(3) Body art establishment and practitioner fees:	
a) Body art establishment license fee .....	\$100.00
b) Body art practitioner fee .....	\$75.00
(4) Massage establishment and therapist fees:	
a) Massage establishment license fee .....	\$100.00
b) Massage therapist license .....	\$75.00
(5) Summer camp license fees .....	\$50.00
(6) Milk sales license fees.....	\$10.00
(7) Burial permit.....	\$10.00
(8) Miscellaneous fees:	
a) Late application.....	\$25.00
b) Permit change.....	\$15.00
c) Returned check.....	\$25.00
d) Duplicate permit.....	\$10.00

(b) Unless otherwise noted, all permits and licenses shall be issued on an annual basis. Whenever a food service establishment license or retail food store license is issued after the first day of July, the fee therefor shall be fifty percent (50%) of the fee set out above. (Ord. No. R-165, 8-10-81; Ord. No. S-231, 12-15-86; Ord. No. T-6, 1-17-89; Ord. No. T-168, 9-3-91, Ord. No. W-43, 5-29-01; Ord. No. X-175, 05-26-05)

**Sec. 17-8. Fees for certain license applications and permits filed with the board of license commissioners.**

(a) Automatic amusement device license, each device \$100.00

(b) Annual fee for common victualler license (not to exceed one hundred dollars) as determined by the board of license commissioners. (Ord. No. R-175, 10-19-81; Ord. No. Z-21, 04-07-08)

**Sec. 17-9. Fees for certain license applications and permits filed with the sealer of weights and measures.**

(a) The office of the sealer of weights and measures shall be paid fees for sealing devices for measuring and weighing in accordance with the schedule of fees set forth in G.L. c. 98, § 56, except as otherwise herein provided.

(b) The office of the sealer shall be paid the following fees for sealing the following weighing or measuring devices:

(1) Each scale or balance, as follows:

- a) with a weighing capacity over ten thousand pounds .....\$100.00
- b) with a weighing capacity of more than five thousand to ten thousand pounds .....\$50.00
- c) with a weighing capacity of more than one thousand to five thousand pounds. ....\$40.00
- d) with a weighing capacity of one hundred to one thousand pounds.....\$25.00
- e) with a weighing capacity of more than ten pounds and less than one hundred pounds\$15.00
- f) with a weighing capacity of ten pounds or less .....\$10.00

(2) All Avoirdupois, Metric, Apothecary and Troy weights, each .....\$2.00

(3) Each liquid capacity measure, except vehicle tanks:

- a) one gallon or less.....\$10.00
- b) more than one gallon.....\$15.00

(4) Vehicle tanks used in the sale of commodities by liquid measure shall be charged based both on tank capacity and per indicator, as follows:

- a) for each hundred gallons or fraction thereof .....\$20.00
- b) for each sealed indicator.....\$15.00

(5) Each liquid measuring meter, except water meters:

a) gasoline pump .....	\$20.00
b) vehicle-tank pump.....	\$30.00
c) vehicle-tank gravity.....	\$30.00
d) bulk storage, with user furnished certified prover.....	\$50.00
e) all others, based on the diameter of the inlet pipe, as follows:	
i) one half inch or less.....	\$15.00
ii) one half inch to one inch .....	\$10.00
(iii) inlet more than one inch.....	\$10.00
(6) Each taximeter or measuring device used upon vehicles to determine the cost of transportation.....	\$20.00
(7) Each odometer-hub odometer .....	\$15.00
(8) Each fabric measuring device.....	\$10.00
(9) Each yardstick or tape measure.....	\$10.00

(c) In the event that the sealer determines that a security seal has been broken or removed from a device for weighing or measuring and such device has been in use for public sale in such unsealed condition, the fee which must be paid for sealing such device shall be double the amount of the usual sealing fee specified in subsection (b) .

(Ord. No. S-204, 7-14-86; Ord. No. V-61, 5-1-95)

**State law references**—Appointment of local weighers and measurers, G.L. c. 41, §§ 85, 87; appointment of local sealers of weights and measures, G.L. c. 98, §§ 34, 35

#### **Sec. 17-10. Fees to be paid to the fire department.**

Notwithstanding any contrary provision in any other section of these Revised Ordinances, there shall be a fee paid on an annual basis or unless otherwise noted to the fire chief for each of the following applications, permits, licenses or charges, the sum set forth as follows:

(a) Permit fees:

<u>Type</u> .....	<u>Amount</u>
(1) Installation or removal of underground storage tank:	
a) Non-gasoline .....	\$100.00
b) Gasoline .....	\$200.00
(2) Blasting permit .....	\$10.00

(3) Installation of oil burning equipment .....	\$10.00
(4) Fireworks display permit.....	\$25.00
(5) Annual storage permits (non-household):	
a) Liquid petroleum gas.....	\$10.00
b) Flammable fluids.....	\$10.00
c) Flammable solids.....	\$10.00
d) Flammable gas .....	\$10.00
e) Smokeless powder.....	\$10.00
(6) Reissue of permit.....	\$10.00
(7) Welding permit.....	\$10.00
(8) Christmas tree permit .....	\$10.00
(9) Use of tar kettle permit.....	\$10.00
(10) Annual paint spray booth permit.....	\$50.00
(11) Permit to shut down sprinkler and/or standpipe .....	\$10.00

## (b) Inspection fees:

<u>Type of inspection</u> .....	<u>Cost per inspection</u>
(1) Tank truck inspection (every two years) .....	\$100.00
(2) On site inspection fire protection .....	\$25.00
(3) On site certificate of occupancy .....	\$100.00
(4) Annual common victualler safety inspection .....	\$100.00
(5) Annual lumber yard.....	\$100.00
(6) Annual junk yard.....	\$100.00
(7) Oil burner .....	\$ 25.00
(8) Quarterly on site inspection, nursing homes:	
a) Less than 25 beds .....	\$ 50.00

b) 25 or more beds.....\$100.00

(9) Quarterly on site inspection, schools:

a) Private.....\$ 25.00

b) Nursing.....\$ 25.00

c) Clinics.....\$ 25.00

(10) Quarterly on site inspection, lodging/rooming houses .....\$ 50.00

(11) Quarterly on site inspection, inns:

a) Less than 100 rooms.....\$ 50.00

b) 100 or more rooms .....\$100.00

(12) Quarterly on site inspection, public gathering places.....\$ 25.00

(13) Quarterly on site inspection, theaters .....\$ 25.00

(14) Quarterly on site inspection, commercial: garage/gasoline station .....\$100.00

(c) Other fees:

<u>Type</u> .....	<u>Amount</u>
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(1) Initial connection to municipal master box system .....	\$500.00
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(2) Annual fee for connection to master box system .....	\$300.00
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(3) Annual fee for connection to municipal central station.....	\$100.00
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(4) Pumping water from basement due to inclement weather:

a) First visit per calendar year .....\$0.00

b) Second visit per calendar year.....\$50.00 per hour

(d) Certificates:

(1) Smoke detectors:

a) Up to 5 units .....\$50.00

b) 6 to 25 units.....\$10.00 per unit

c) 26 or more units.....\$250.00 plus

d) \$5.00 per each unit over 26

## (2) Review of plans/prints and/or specifications:

a) Per stamp, under 100,000 square feet .....\$50.00

b) Per stamp, over 100,000 square feet .....\$100.00

(Ord. No. T-7, 1-17-89; Ord. No. T-168, 9-3-91; V-14, 4-3-95)

**Sec. 17-11. Fees to be paid to the planning department.**

(a) Any person(s) filing an application for administrative site plan review pursuant to section 30-5(a)(2)(a) shall pay a fee of three hundred fifty dollars (\$350.00) at the time of the filing of such application.

(b) Any person(s) filing an application for review of accessory apartment petition ("RAAP") pursuant to section 30-22 shall pay a fee of one hundred dollars (\$100.00) at the time of the filing of such application.

(c) Any person(s) filing an application for wetlands protection shall pay a filing fee of fifty dollars (\$50.00) at the time of the filing of such application. (Ord. No. S-338, 11-7-88; Ord. No. T-168, 9-3-91)

**Sec. 17-12. Permit for a temporary street closure for block parties, street festivals and neighborhood functions.**

(a) An application for a permit for temporary street closure for a block party, street festival or other neighborhood function shall be made upon a form provided by the police department and shall contain the following information:

(1) The name, residence and business, and phone number of each person and organization sponsoring a temporary street closure.

(2) The date, or dates, and beginning and ending hours of such temporary street closure.

(3) Such other information as the chief of police deems reasonably necessary in order to carry out the provisions of this article.

(b) In the instance of a group or organization function, one permit may be issued to an officer or duly appointed representative of said group or organization in lieu of individual permits.

(c) The chief of police or his duly authorized representative may issue such a permit if, in his opinion, after proper investigation, it appears that (1) no public disturbance or annoyance is likely to be created thereby; and (2) the issuance of such a permit is consistent with public interest and the general welfare of the community.

(d) Any permit may be revoked by the chief of police without prior notice, when, with probable cause in the opinion of the chief, a disturbance or other public nuisance may or shall occur. (Ord. No. S-80, 8-13-84)

**Cross References**—§§ 19-47, 17-5, 26-29

**Sec. 17-13. Fees to be paid to the police department.**

(a) Letter of good conduct.....\$10.00

(b) F.I.D. cards/permits to purchase.....\$2.00



- (c) Range and examination fees .....\$20.00
- (d) Special police ID cards .....\$50.00
- (e) Fingerprints (non-criminal) .....\$ 5.00

(Ord. No. T-168, 9-3-91)

**Sec. 17-14. Denial, revocation or suspension of certain local licenses and permits for failure to pay municipal taxes or charges.**

(a) The collector-treasurer shall annually provide each officer, board, department or commission having the power to grant licenses or permits (each of which hereinafter referred to as the "licensing authority") a list of any person, corporation or business enterprise that has failed to pay any local taxes, fees, assessments, betterments or any other municipal charges for at least twelve months and that has not in good faith filed a pending abatement application for such tax or a pending application before the appellate tax board. The licensing authority may deny an application for, revoke or suspend, or deny an application for renewal or transfer of such license or permit, if the name of such applicant for or holder of such license or permit appears on the collector-treasurer's list, or if the name of the owner of the real estate on which the licensed or permitted activity is or is to be carried out or exercised, appears on such list, provided that the procedures described in paragraphs (b) through (g) below are followed.

(b) Such licensing authority shall send written notice to the collector-treasurer and to the applicant for or holder of such license or permit, if the name of such applicant for or holder of such license or permit appears on the collector-treasurer's list, or shall send written notice to the collector-treasurer and the owner of the real estate on which the licensed or permitted activity is or is to be carried out or exercised, if the name of the owner of such real estate appears on such list. Such written notice shall state the name of the individual whose name appears on the collector-treasurer's list, briefly describe the action which the licensing authority is considering and the license or permit which may be affected and provide a notice of the hearing described in paragraph (c).

(c) The applicant for or holder of the license or permit, or the owner of the real estate on which the licensed or permitted activity is or is to be carried out or exercised, shall be given a hearing before such licensing authority, which hearing shall occur no sooner than fourteen (14) days after the notice provided for in paragraph (b). The collector-treasurer shall have the right to intervene in such hearing and the collector-treasurer's list shall be prima facie evidence for the denial of an application for, revocation or suspension of, or denial of an application for renewal or transfer of such license or permit. Any findings made by the licensing authority shall be made only for the purposes of the hearing and shall have no relevance to or be introduced in any other proceeding of law, except for an appeal from such denial, revocation or suspension of such license or permit.

(d) No license or permit denied, suspended or revoked shall be reissued, renewed or transferred until the licensing authority receives a certificate issued by the collector-treasurer that the applicant, holder or owner, as the case may be, is in good standing with regard to any and all local taxes, fees, assessments, betterments or any other municipal charges payable to the city as of the date of issuance of such certificate.

(e) The applicant for or holder of the license or permit, or the owner of the real estate on which the licensed or permitted activity is or is to be carried out or exercised, shall be given the opportunity to enter into a payment agreement. If such agreement is entered into, the licensing authority shall issue a certificate limiting the license or permit pursuant to the payment agreement and indicating that the validity of such license or permit is conditioned upon satisfactory compliance with such agreement. Failure to comply with the payment agreement shall be grounds for the suspension or revocation of the license or permit, subject to written notice and a hearing as described in paragraphs (b) and (c) above.

(f) Either the board of aldermen or the mayor may waive such denial, revocation or suspension by finding there is no direct or indirect business interest by the real estate owner, its officers or stockholders, if any, or members of the owner's immediate family, as defined in G.L. Chapter 268A, Section 1, in the business or activity conducted on the real estate.

(g) Notwithstanding the foregoing paragraphs, there can be no denial, revocation or suspension of the following licenses or permits for failure to pay any local taxes, fees, assessments, betterments or any other municipal charges pursuant to G.L. Chapter 40, Section 57: open burning permits pursuant to G.L. Chapter 48, Section 13; bicycle permits pursuant to G.L. Chapter 85, Section 11A; sales of articles for charitable purposes permits pursuant to G.L. Chapter 101, Section 33; children work permits pursuant to G.L. Chapter 149, Section 70; clubs, associations dispensing food or beverage licenses pursuant to G.L. Chapter 140, Section 21E; dog licenses pursuant to G.L. Chapter 140, Section 137; fishing, hunting, trapping licenses pursuant to G.L. Chapter 131, Section 12; marriage licenses pursuant to G.L. Chapter 207, Section 28 and theatrical events, public exhibition permits pursuant to G.L. Chapter 140, Section 181. (Ord. No. V-41, 10-16-95)

#### **Sec. 17-15. Overdue Police and Fire Detail Charges and Bills.**

Pursuant to Massachusetts General Laws, chapter 40, section 21E, the City may establish due dates for the payment of municipal police and fire detail charges and bills, and may fix a rate at which interest shall accrue if such charges remain unpaid after such due dates; provided, however, that the rate of interest shall not exceed the rate of interest which may be charged on tax bills under the provisions of section fifty-seven of chapter fifty-nine of the Massachusetts General Laws. (Ord. No. A-3, 10-01-12)

#### **Secs. 17-16—17-21. Reserved.**

### **ARTICLE III. HAWKERS, PEDDLERS AND CANVASSERS**

#### **DIVISION 1. GENERALLY**

#### **Sec. 17-22. Hawking, etc., of articles enumerated in General Laws.**

No person shall hawk, peddle or expose for sale any of the articles enumerated in G.L. c. 101, § 17 until he has recorded his name and residence with the sealer of weights and measures and received a record number from such sealer of weights and measures. (Rev. Ords. 1973, § 7-1)

**State law reference**—Hawkers and peddlers regulated, G.L. c. 101, § 13 et seq.

#### **Sec. 17-23. How merchandise to be carried; articles subject to leakage.**

Hawkers or peddlers of articles mentioned in this article shall so carry and convey such articles that they shall not tend to injure or annoy the public health or comfort, and in the case of articles subject to leakage, only in vehicles or receptacles which do not leak. (Rev. Ords. 1973, § 7-2)

#### **Sec. 17-24. Vehicles and receptacles—Name and number to be painted on side; to be neat and clean.**

Every vehicle or receptacle used by any hawker or peddler in the city shall have the name and number assigned by the sealer of weights and measures of the person selling painted on two (2) sides of such vehicle or receptacle in letters and figures at least two (2) inches in size. Every such vehicle or receptacle shall be kept neat and clean within and without. (Rev. Ords. 1973, § 7-3)

**Sec. 17-25. Same—Inspections by sealer of weights and measures; failure to submit thereto.**

Every vehicle or receptacle used by a hawker or peddler in the city shall be submitted to the inspection of the sealer of weights and measures on the first Mondays in April and October of each year and at such other times as such sealer shall require. Failure to submit such vehicle or receptacle on such days of inspection and whenever required by the sealer may be deemed sufficient cause for revocation of any license issued to such hawker or peddler by the city. (Rev. Ords. 1973, § 7-4)

**Sec. 17-26. Use of horns, bells, etc.; crying wares to disturbance of citizens.**

No hawker or peddler exposing for sale or selling any goods, wares or merchandise shall use a gong, bell or horn or other audible signal for the purpose of attracting customers, or shall cry his wares to the disturbance of the peace and comfort of the inhabitants of the city. (Rev. Ords. 1973, § 7-5)

**Cross reference**—Unnecessary noises generally, § 20-13

**Sec. 17-27. Selling near educational institutions, etc.**

No hawker or peddler shall sell or offer for sale any goods, wares or merchandise on any street of the city within five hundred (500) feet of any public or private educational institution or the grounds thereof between the hours of 8:00 a.m. and 4:00 p.m. on days when such educational institutions are in session, nor on any day within five hundred (500) feet of any playground of the city between the hours of 9:00 a.m. and 9:00 p.m., nor on any day within fifteen hundred (1500) feet of the Crystal Lake bathhouse property, including the parking area adjacent thereto. (Rev. Ords. 1973, § 7-6)

**Sec. 17-28. Selling within business districts prohibited.**

No hawker or peddler shall sell or offer for sale any goods, wares or merchandise on any street of the city within the areas defined as business districts in accordance with the zoning plans and zoning ordinances established by chapter 30. (Rev. Ords. 1973, § 7-7)

**Sec. 17-29. Remaining in one place on street for more than five minutes prohibited; exception.**

No hawker or peddler on a street of the city and while offering or exposing goods, wares or other merchandise for sale shall remain in one place, or within two hundred (200) feet thereof, for longer than five (5) minutes unless actually engaged in making a sale. (Rev. Ords. 1973, § 7-8)

**Cross reference**—Streets and sidewalks, Ch. 26

**Secs. 17-30—17-40. Reserved.****DIVISION 2. LICENSES FOR HAWKERS AND PEDDLERS OF FOOD****Sec. 17-41. Required.**

No person shall hawk, peddle or expose for sale meats, butter, cheese, fish, fresh fruits or vegetables until he has received a license from the sealer of weights and measures or such license as may be issued by the director of standards. (Rev. Ords. 1973, § 7-20)

**State law reference**—Authority to require license, G.L. c. 101, § 17

**Sec. 17-42. Inspections by health and human services department; certificate of approval.**

No hawker or peddler shall expose for sale or sell any beverages or food for immediate consumption until the vehicle or receptacle therefor has been inspected and approved by an inspector of the health and human services

department of the city and a certificate of such approval issued. Such inspection shall be made annually and at such other times as the commissioner of health and human services shall require. (Rev. Ords. 1973, § 7-21; Ord. No. X-175, 05-26-05)

**Cross reference**—Health and human services department, Ch. 12, Art. II

**Sec. 17-43. Issuance authorized; application.**

The sealer of weights and measures may grant a license to go about hawking and peddling or exposing for sale meats, butter, cheese, fish, fresh fruits or vegetables within the city to any person who files in his office a written application. (Rev. Ords. 1973, § 7-22)

**Sec. 17-44. Applications to be certified.**

Every application for a license authorized to be issued by this division shall be signed under penalty of perjury by the applicant certifying that he is the person named therein and shall set forth his address and contain a statement relative to any convictions during the past five (5) years of any offense against the laws of the commonwealth or the ordinances or by-laws of any city or town relating to peddling, or of giving insufficient weight or measure, or of any other crime. (Rev. Ords. 1973, § 7-23)

**Sec. 17-45. Fee.**

The fee for the license authorized to be issued under this division shall be ten dollars (\$10.00), payable annually on the first Monday in April in each year. (Rev. Ords. 1973, § 7-24)

**Secs. 17-46-17-56. Reserved.**

**DIVISION 3. SOLICITORS AND CANVASSERS**

**Sec. 17-57. Defined.**

The term "solicitor" or "canvasser" is defined as any person who, for himself or for another person, firm or corporation, travels by foot, automobile or any other type of conveyance from place to place, from house to house, or from street to street, taking or attempting to lease or to take orders for the retail sale of goods, wares, merchandise, services or donations including, without limiting, the selling, distributing, exposing for sale or soliciting of orders for magazines, books, periodicals or other articles of a commercial nature, the contracting of all home improvements, or for services to be performed in the future, whether or not such individual has, carries or exposes for retail sale a sample of the subject of such sale, or whether he is collecting advance payment on such retail sales. (Rev. Ords. 1973, § 7-36)

**Cross reference**—Rules of construction and definitions generally, § 1-3

**Sec. 17-58. Registration required.**

It shall be unlawful for any person to engage in business as a canvasser or solicitor calling at residences without the previous consent of the occupant for the purpose of soliciting orders, sales, subscriptions or business of any kind, or seeking for information or donations, without first having registered in the office of the chief of police, or with an officer designated by the chief of police. The registrant shall give his complete identification, his signature, the name of his employer, the nature of the products or services in which he is interested, the name of the manufacturer of such products, or the organization which he is representing, and the proposed method of operation in the city. (Rev. Ords. 1973, § 7-37)

**Sec. 17-59. Registration fee, duration.**

Each registrant shall pay to the chief of police a registration fee payable to the city in the sum of five dollars (\$5.00) for a period expiring one year from the date of said registration. (Rev. Ords. 1973, § 7-38)

**Sec. 17-60. Registration certificate.**

Each applicant who shows evidence of good character and pays the fee provided for in section 17-59 shall be furnished a certificate indicating that he has registered and showing the dates covered by such registration; said certificate shall also bear the registrant's photograph. Such registration certificate shall expressly require and be issued only upon the condition that each person who intends to solicit or canvass in the city after the hour of 6:00 p.m. shall, on every such day, inform the office of the chief of police of the streets or neighborhood in which the intended solicitation or canvassing is to occur. Each person shall at all times while soliciting or canvassing in the city carry upon his person the registration certificate and the same shall be exhibited by such registrant whenever he is required to do so by any police officer or by any person solicited. (Rev. Ords. 1973, § 7-39)

**Sec. 17-61. Revocation of registration.**

Any such registration may be revoked by the mayor or the chief of police because of any violation by the registrant of this division, or of any other ordinance of the city, or any state or federal law, or whenever the registrant shall cease to possess the qualifications and character required in this division for the original registration. (Rev. Ords. 1973, § 7-40)

**Sec. 17-62. Inapplicability to salesmen.**

This division should not be construed to prevent route salesmen or other persons having established customers to whom they make periodic deliveries from calling upon such customers. (Rev. Ords. 1973, § 7-41)

**Sec. 17-63. Exemptions.**

The provisions of this division shall not apply to officers or employees of the city, county, state or federal government, or any subdivision thereof, when on official business, or to a person soliciting solely for religious, charitable or political purposes; nor shall this division apply to neighborhood youth and students who solicit for the shoveling of snow or cutting of lawns. (Rev. Ords. 1973, § 7-42)

**Sec. 17-64. Deceptive practices.**

No solicitor or canvasser licensed or exempted from license may use any plan, scheme or ruse which misrepresents the true status or mission of the person making the call in order to gain admission to a prospective buyer's home, office or other establishment with the purpose of making a sale of consumer goods or services. (Rev. Ords. 1973, § 7-43)

**Sec. 17-65. Advertising.**

No person shall deposit for the purpose of soliciting a sale, in open view on the premises of any residence, any material, display items, samples or advertising of any nature without the prior consent of the occupant. (Rev. Ords. 1973, § 7-44)

**Sec. 17-66. Violations.**

Any person who commits an unlawful act described in this division, or carries on the business defined in section 17-57 after his registration is revoked, shall be punished for each offense by a fine as set forth in the Revised

Ordinances of the city as from time to time may be amended. (Rev. Ords. 1973, § 7-45)

**Secs. 17-67—17-82. Reserved.**

# **ARTICLE IV. SECONDHAND AND JUNK DEALERS**

## **DIVISION 1. GENERALLY**

### **Sec. 17-83. Identification of seller required.**

No person licensed to deal in second-hand articles shall acquire any such article for resale unless first shown positive identification by the prospective seller. (Rev. Ords. 1973, § 9-7; Ord. No. 292, 8-14-78)

**Cross reference**—Recycling and Trash, Ch. 11

**State law references**—Licensing, regulation of junk and secondhand dealers, G.L. c. 140, § 54; control of junkyards, G.L. c. 140B

### **Sec. 17-84. Book required to be kept; weekly reports to be filed with police department.**

(a) Every shopkeeper licensed to deal in second-hand articles shall maintain a book in which each such article is recorded at the time of acquisition. Such book shall be maintained legibly, and no entry shall be erased, obliterated or defaced. The following, or such other form as may be required by the chief of police, shall be used:

Name and place of business of licensee:

\_\_\_\_\_

<i>Description of Article</i>	<i>From whom acquired</i>	<i>Date and Hour Acquired</i>
(Include serial nos., engravings, markings)	(Name, age, address)	

\* \* \* \* \*

(b) In the case of acquisition by lots or on consignment, items with a purchase price of less than twenty-five dollars (\$25.00) each may be grouped and described according to category.

(c) A duplicate, legible copy of each week's entries in such book shall be delivered by the licensee to the chief of police by no later than 5:00 p.m. on the Monday following the close of each business week. The chief of police may grant a waiver of the reporting requirement for classes of articles or types of transactions, in accordance with regulations proposed by the chief of police and approved by the board of aldermen. (Rev. Ords. 1973, § 9-8; Ord. No. 292, 8-14-78)

**Cross reference**—Police, Ch. 24

### **Sec. 17-85. Police examination of weekly reports.**

The chief of police shall designate an officer to examine each report for the purpose of locating any article that is like or similar to one which may have been reported lost or stolen. If any such article is found, the licensee(s) shall be so notified and thereafter shall place a "hold" not to exceed seven (7) days on said article while an investigation is made to determine the true owner. (Rev. Ords. 1973, § 9-9; Ord. No. 292, 8-14-78)

### **Sec. 17-86. Waiting period before sale of goods; waiver.**

(a) No shopkeeper licensed to deal in second-hand articles shall permit to be sold any such articles acquired by him until five (5) days shall have passed after the date of filing of the weekly report to the chief of police.

(b) The chief of police may grant waivers in writing of the waiting period for specific articles, classes of articles, or types of transactions in accordance with regulations proposed by the chief of police and approved by the board of aldermen. (Rev. Ords. 1973, § 9-10; Ord. No. 298, 8-14-78)

#### **Sec. 17-87. Enforcement; inspection.**

For the purposes of enforcing this chapter the chief of police or any police officers authorized by him may, during business hours, enter upon the business premises used by a licensee and may make a reasonable demand to be shown any or all articles covered by the license. All such articles shall be exhibited to any such officer whenever a reasonable demand shall be made for same. (Rev. Ords. 1973, § 9-11; Ord. No. 298, 8-14-78)

#### **Sec. 17-88. Dealing with minors prohibited.**

No dealer in junk, old metals or second-hand articles shall directly or indirectly purchase or receive by way of barter or exchange such goods, or allow such goods to be deposited upon or within his premises, shop or vehicles by any person known or believed to be a minor. (Rev. Ords. 1973, § 9-12; Ord. No. 298, 8-14-78)

#### **Sec. 17-89. Manner of storage.**

(a) No second-hand articles or junk shall be stored in any yard nearer than four (4) feet to any building, and clear space of four (4) feet shall be left between any such articles so stored and the rear or sideline of the lot, except when these lines are the line of a street or passageway at least four (4) feet wide.

(b) Any such articles stored outside on a licensee's premises shall be stored in an orderly manner and shall be screened from view by landscaping or fencing. (Rev. Ords. 1973, § 9-13; Ord. No. 298, 8-14-78)

#### **Sec. 17-90. Sale and marking of new articles.**

Whenever new, unused or unworn articles are displayed, offered for sale or sold under the same license or on the same licensed premises where the sale of used or second-hand articles is permitted, such used or secondhand articles must be marked clearly and conspicuously as such. (Rev. Ords. 1973, § 9-14; Ord. No. 298, 8-14-78)

#### **Sec. 17-91. Articles not covered by this article.**

The purchase, sale or barter of clothing, excluding furs, books, prints, coins or stamps shall not be deemed to be purchase, sale or barter of secondhand articles within the meaning of G.L. c. 140, §§ 54 and 55 relating to the licensing of secondhand articles dealers. (Rev. Ords. 1973, § 9-16; Ord. No. 298, 8-14-78)

#### **Secs. 17-92—17-102. Reserved.**

### **DIVISION 2. LICENSES**

#### **Sec. 17-103. Required.**

No person shall be a dealer in, collector of or keep a shop for the purchase, sale or barter of secondhand articles, old metals or junk unless licensed by the chief of police. In deciding whether to grant a license to an applicant, the chief of police shall consider:

- (1) whether the applicant has a criminal record, particularly a record of theft, burglary, robbery, larceny, receiving stolen goods or the like;
- (2) the proposed storage facilities for the second hand articles or junk;
- (3) the location of the proposed place of business; and
- (4) whether the public's interest or convenience is served by granting the license. (Rev. Ords. 1973, § 9-1; Ord. No. 292, 8-14-78; Ord. No. T-86, 4-2-90)

**Sec. 17-104. Classes; fees.**

(a) Licenses issued under this division shall be of two (2) classes: Class I, dealers in second-hand articles, including antiques and old metals (hereinafter called "secondhand articles"); and Class II, junk dealers and junk collectors.

(b) Any person receiving a license pursuant to this division shall pay for such license the fee prescribed by section 17-3. (Rev. Ords. 1973, § 9-2; Ord. No. 292, 8-14-78)

**Sec. 17-105. Numbering; contents; posting.**

(a) All licenses granted under the provisions of this division shall be numbered.

(b) A copy of this division shall be printed upon every license issued hereunder. Such license shall set forth the name of the licensee(s), number of the license, and the nature and permanent location at which the business is to be carried on.

(c) Every such license shall be posted conspicuously in the permanent place of business of the licensee. (Rev. Ords. 1973, § 9-3; Ord. No. 292, 8-14-78)

**State law reference**—Contents of license, G.L. c. 140, § 202

**Sec. 17-106. Conformance with zoning ordinance; removal to another location.**

(a) No license shall be issued to a dealer in secondhand articles or junk unless the licensee's place of business is located in conformity with the requirements of the zoning ordinance, chapter 30 of the Revised Ordinances of the city.

(b) No such dealer shall change the permanent place of business from that designated in the license without the prior consent of the chief of police. (Rev. Ords. 1973, § 9-4; Ord. No. 292, 8-14-78; Ord. No. T-86, 4-2-90)

**Sec. 17-107. Revocation of license.**

The chief of police may revoke after a public hearing any licenses issued pursuant to this division when revocation is deemed to be in the public interest or convenience. Failure to comply with any term or provision of this article may result in the suspension or revocation of a license. (Rev. Ords. 1973, § 9-15; Ord. No. 298, 8-14-78; Ord. No. T-86, 4-2-90)

**Sec. 17-108. Duration; renewal.**

Each license issued under this division shall be in effect for twelve (12) months from the date of its issuance, and



may be renewed annually. (Rev. Ords. 1973, § 9-5; Ord. No. 292, 8-14-78)

**Secs. 17-109—17-129. Reserved.**

## **ARTICLE V. STORAGE OF INFLAMMABLES**

### **Sec. 17-130. Required.**

No person shall use a building or structure for the keeping, storage, manufacture or sale of inflammables unless licensed by the chief of the fire department. (Ord. No. T-85, 4-2-90)

### **Sec. 17-131. Definition: inflammables.**

For the purposes of this article, inflammables include the following: gunpowder, dynamite, crude petroleum or any of its products, explosive or inflammable liquids or compounds, tablets or torpedoes or any explosives of like nature, or any other explosives, fireworks, firecrackers, or any substances having such properties that it may spontaneously, or acting under influence of any contiguous substance, or of any chemical or physical agency, ignite or inflame or generate inflammable or explosive vapors or gases to a dangerous extent. (Ord. No. T-85, 4-2-90)

### **Sec. 17-132. License application.**

Any application for a license under section 17-130 shall specify the location of the building or structure to be licensed and shall include a description of the operation, the inflammables involved, the necessary safeguards and a description of how the State Board of Fire Prevention's regulations are met or will be met. (Ord. No. T-85, 4-2-90)

### **Sec. 17-133. Standards; procedures.**

The chief of the fire department shall determine whether a license should be issued to an applicant for a building or structure used for the keeping, storage, manufacture or sale of inflammables by evaluating whether the building or structure meets the standards set out in the regulations of the State Board of Fire Prevention for the keeping, storage, manufacture or sale of inflammables. The chief of the fire department's determination shall be made after a public hearing as provided in G.L. c. 148, § 13. (Ord. No. T-85, 4-2-90)

### **Sec. 17-134. Conditions.**

The chief of the fire department may impose reasonable conditions and restrictions on the licenses granted under section 17-130. (Ord. No. T-85, 4-2-90)

### **Sec. 17-135. Lapse.**

Each license granted under section 17-130 shall lapse if the building or structure described in the license ceases to be used for the keeping, storage, manufacture or sale of inflammables. The holder of the license shall eliminate all hazardous conditions incident to the cessation within three (3) weeks thereof. If the holder fails to do so, the chief of the fire department may cause such conditions to be eliminated and the expense shall become a debt owed the city and shall constitute a lien against the property subject to the provisions of G.L. c. 148, § 13. (Ord. No. T-85, 4-2-90)

### **Sec. 17-136. Revocation.**

The chief of the fire department may revoke licenses for the use of a building or structure for the keeping, storage, manufacture or sale of inflammables or such other licenses described in G.L. c. 148, § 13 in accordance with that

section. (Ord. No. T-85, 4-2-90)

**Sec. 17-137. Appeal.**

Any person aggrieved by the granting of a license pursuant to section 17-130 on the ground that it would constitute a fire or explosion hazard, within ten (10) days after the granting thereof, may appeal to the state fire marshall as provided in G.L. c. 148, § 13. (Ord. No. T-85, 4-2-90)

**Editor's note**—Article V, Storage of Inflammables, became effective on January 1, 1991 pursuant to the terms of Ord. No. T-85.